

Warrant for Annual Town Meeting

Tuesday, April 3, 2012

To either of the Constables of the Town of Stoneham in the County of Middlesex,
GREETING:

In the name of the Commonwealth of Massachusetts, you are directed to notify and warn the inhabitants of the Town of Stoneham qualified to vote in elections and Town affairs to meet in the **Town Hall, 35 Central Street**, on Tuesday, April 3, 2012, at seven o'clock in the forenoon to act on the following articles of this warrant:

Article 1. To choose the following officers:

Two (2) Selectmen for three (3) years.

Two (2) School Committee Members for three (3) years.

One (1) Board of Health Member for three (3) years.

One (1) Planning Board Member for five (5) years.

One (1) Board of Assessors Member for three (3) years.

Three (3) Constables for three (3) years.

Two (2) Library Trustees for three (3) years.

One (1) Town Clerk for one (1) year unexpired term to fill vacancy.

Question 1.

Shall the Town of Stoneham be allowed to exempt from the provisions of Proposition two and one-half, so-called, the amounts required to pay for the bonds issued in order to pay for the costs of the addition to and renovations of the Central School, which will house the Middle School grades 5-8 and replace the Stoneham Middle School, both located on the site between Central and Pomeworth Streets, including the payment of all costs incidental or related thereto?

Yes_____

No_____

All on one ballot.

The polls for the Annual Town Election shall be closed at eight o'clock in the evening.

(2)

For consideration of the following Articles, the meeting shall be adjourned to meet in the **Town Hall** at 7:00 o'clock in the evening on Monday, May 7, 2012, in accordance with provisions of Article II, section 2-3 of the By-Laws of the Town of Stoneham.

Article 2. To choose all other necessary Town officers for the ensuing year in such a manner as the Town may determine.

Board of Selectmen

Article 3. To hear the reports of Town officers and committees and to act thereon and to choose committees.

Board of Selectmen

Article 4. To see if the Town will vote to fix the salaries of the several elective officers and the Boards of the Town for the 2012/2013 fiscal year.

Board of Selectmen

Article 5. To see if the Town will vote to amend the Stoneham Town Code Chapter 15, Zoning Bylaw, by adding Section 4.17, Residential/Business Overlay District and amend the Zoning Map of the Town of Stoneham as follows:

4.17 Residential /Business Overlay District

4.17.1 Purpose: The purpose of the Residential/Business Overlay District is to allow the development of housing within portions of the Business and Central Business Districts.

4.17.2 Uses within the Residential/Business Overlay District are permitted on a Special Permit granted by the Planning Board and Site Plan approval by the Board of Selectmen.

4.17.2.1 Residential use is allowed on all floors in the Residential/Business Overlay District provided that no more than five (5) dwelling units shall be allowed in a building.

Amend the Zoning Map to add the parcels of land on Main Street from Hancock Street to Marble Street, the parcels of land on Franklin Street from Main Street to Pine Street, the parcels of land on Montvale Avenue from Main Street to Cottage Street and the parcels of land on Hill Court.

**Charles F. Houghton et al
15 Kimball Drive**

Article 6. To see if the Town will vote to reauthorize the lease of a portion of up to ten thousand (10,000) square feet of property located at the southwest corner of the Town owned property referred to as the Stevens Street Recycling Center, located off Stevens Street, for a period of

(3)

up to five (5) years, pursuant to Section 10(h) of the Town of Stoneham Selectmen-Administrator Act (Chapter 26 of the Massachusetts Acts and Resolves of 1981, as amended). And further to authorize the Town Administrator to take any action necessary to carry out this vote.

Or do anything in relation thereto.

Board of Selectmen

Article 7. To see if the Town will vote to amend the Stoneham Town Code Chapter 10, Personnel By-Law, Section 10-122 and Section 10-123 by amending Section 10.122 and Section 10.123 as follows:

Section 10-122. Council on Aging Social Outreach Clerical Worker

Duties. Under the supervision of the Director of the Council on Aging shall catalogue and maintain directory of Stoneham senior citizens. When requested, shall provide assistance to individuals so classified by furnishing information on therapeutic counseling services available, by referral to local, state and federal assistance programs, and generally any other like aid which does not require professional involvements of a confidential nature.

Qualifications. Must possess the maturity and sensitivity required to work with individuals of advanced age. Shall be knowledgeable of public assistance programs at all levels.

Section 10-123 Council on Aging Director.

Duties Generally. It shall be the duty of the Director, under the direct supervision of the Town Administrator to have responsible charge of the senior center and to do related work as required by the Town Administrator.

Qualifications. Shall have at least a bachelors degree from an accredited institution of higher learning. Shall have a minimum of two years experience at supervisory level, directly related experience may be substituted on a year to year basis. Shall have the desire and ability to work effectively with seniors and to serve their needs.

Council on Aging

Article 8. To see if the town will vote to establish a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from renting space at the senior center building to help pay the cleaning, utilities and maintenance costs of the senior center, and authorize expenditures by the Council on Aging Director, not to exceed \$30,000 during the fiscal year 2013 which may be made from such fund, or do anything in relation thereto.

Council on Aging

Article 9. To see if the town will vote to establish a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2, for the purpose of using receipts generated from fees charged for outings and transportation services at the senior center to cover costs associated with these outings and providing these transportation services, and authorize expenditures by the Council on Aging Director, not to exceed \$40,000 during Fiscal Year 2013 which may be made from such fund, or do anything in relation thereto.

Council on Aging

Article 10. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from renting space at the Fire Station to pay the utility, cleaning and maintenance costs, and capital improvements of the Fire station, and authorize expenditures by the Fire Chief, not to exceed \$30,000 during Fiscal Year 2013 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2012 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Selectmen

Article 11. To see if the Town will vote to reauthorize a revolving fund under Massachusetts General Law Chapter 44, Section 53E1/2 for the purpose of using receipts generated from fees charged for public health services to cover the costs of these services, and authorize expenditures by the Board of Health, not to exceed \$50,000 during Fiscal Year 2013 which may be made from such fund. In addition, transfer any balance remaining on June 30, 2012 from the existing Revolving account into the reauthorized Revolving account. Or do anything in relation thereto.

Board of Health

Article 12. To see if the town will vote to accept General Laws, Chapter 59 Section 5k and Informational Guideline Release Number 02-210, Senior Citizen Property Tax Write Off Abatement for taxpayers over 60 years old. Under this program participating taxpayers volunteer their services to the town in exchange for a reduction in their tax bill up to \$500. The total cost of the program not to exceed \$10,000. And further to provide that said maximum amount for such deduction shall be increased from time to time without further town meeting action to the allowable state maximum dollar amount or to take any other action related thereto.

Council on Aging

Article 13. To see if the Town of Stoneham will vote to approve Section 30 of Chapter 176 of the Acts of 2011, which amends the provisions of M.G.L. c.32, § 12(2)(d), to increase the guaranteed minimum monthly benefit for the spouse of a member of the Stoneham Retirement System who dies while a member in service for reasons unrelated to his/her employment, from \$250 to \$500 per month.

Retirement Board

Article 14. To see if the Town of Stoneham will vote to approve Section 28 of Chapter 176 of the Acts of 2011, which amends M.G.L. c.32 by adding Section 90D ½, which would increase the superannuation, ordinary disability or accidental disability retirement allowance of any member who has completed 25 years of creditable service to \$15,000 per year.

Retirement Board

Article 15. To see if the Town of Stoneham will vote to approve Section 34 of Chapter 176 of the Acts of 2011, which will allow the uncompensated members of the Stoneham Retirement Board to receive an annual stipend in the amount of \$3,000.

Retirement Board

Article 16. To see if the Town will vote to authorize the transfer of the care, custody, management and control of the land and building commonly known as the North School, 195 Collincote Street, identified as parcel 11-0-303 by the Board of Assessors, from the Stoneham School Committee to the Board of Selectmen; or to do anything in relation thereto.

School Committee

Article 17. To see if the Town will vote to abandon an existing five (5') foot wide sewer easement which runs across 55 Main Street, Stoneham, Massachusetts Middlesex County, Commonwealth of Massachusetts said sewer easement is described as follows:

A certain sewer easement located on the westerly side of Main Street situated in the town of Stoneham, Middlesex County, Commonwealth of Massachusetts bounded and described as follows:

Beginning at the southeasterly corner of said sewer easement, being S 87-14'-26" W along the southerly boundary line of Lot A, a distance of 68.31 feet from the southeasterly corner of Lot A;

Thence running S 87-14'-26" W along the southerly boundary line of Lot A a distance of 5.00 feet to point;

Thence turning and running N 00-31'-06" W a distance of 56.70 feet to a point at the northerly boundary line of Lot A;

Thence turning and running N 78-05'-30" E along the northerly boundary line of Lot A a distance of 5.10 feet to point;

Thence turning and running S 00-31'-06" E a distance of 57.51 feet to the point of beginning;

(6)

Containing an area of 286 square feet and shown as Sewer Easement to be abandoned on a plan entitled "TOPOGRAPHIC PLAN OF LAND 55 MAIN STREET STONEHAM, MASS. SCALE 1" =10' SHEET 1 OF 2 DATED AUGUST 22, 2011 REVISED FEBRUARY 9, 2012" BY BENCHMARK SURVEY"

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15 Kimball Drive**

Article 18. To see if the Town would vote to raise and appropriate, transfer from available funds, or borrow, a sum of money to fund capital projects, or do anything in relation thereto.

Capital Committee

Article 19. To see if the town will vote to appropriate \$70,000 for the funding of the recollection of real property in order to comply with the Department of Revenue cyclical reinspection requirement.

Board of Assessors

Article 20. To see if the Town will vote to raise and appropriate, or transfer from available funds, a sum of money to amend the Fiscal Year 2012 departmental budgets approved under Article No. 12 of the May 2, 2011 Annual Town Meeting, as amended. Or do anything in relation thereto.

Board of Selectmen

Article 21. To see if the Town will vote to raise and appropriate, or transfer from available funds, or borrow, a sum of money to pay prior year invoices, or do anything in relation thereto.

Board of Selectmen

Article 22. To see if the Town will vote to raise and appropriate from taxation or by transfer from available funds, such sums as may be necessary to defray Town charges for the ensuing year, including debt and interest and a reserve fund, or do anything in relation thereto.

Board of Selectmen

And you are directed to have five hundred (500) copies of the Warrant printed and to serve the same by posting duly attested copies in at least ten (10) public places in the town seven (7) days at least before the time for holding said meeting and by causing a duly attested copy of the said Warrant to be published in some newspaper in the Town, the publication to be not less than three (3) days before said meeting.

The remaining copies you are to have at the place and time of said meeting as aforesaid.

Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk at the time and place aforesaid.

Given unto our hands this 28th day of February in the year of our Lord two thousand twelve.

Board of Selectmen

R. Paul Rotondi, Chairman

John F. DePinto

Richard S. Gregorio

Robert W. Sweeney

Frank Vallarelli